

DI SANTO MURDER MAY GO UNAVENGED

TONY VILLO, who was being held for the crime, was discharged yesterday on habeas corpus proceedings before Judge Edwards.

It is now more than likely that the murder of Aniello Di Santo will go unavenged. Tony Villo, the man who was in custody awaiting trial for the crime, was yesterday discharged.

The murder was committed in Joseph Stemplinger's "bottling establishment," No. 5, on Sunday afternoon, Oct. 1, 1937, by a jubilation going on at the Italian colony near the brickyard, which was attended by a number of Carbon-dale Italians.

When the latter started for home, half a dozen of their friends accompanied them to the street car. On the way they stopped into Stemplinger's place to have a parting drink, and had only been seated at the table a few minutes when a general fight broke out.

Beale Wants a New Trial. Application for a new trial for Attorney George W. Beale, convicted of embezzling \$1,500 which he held as executor for Mrs. Esther Mead, was granted yesterday by his attorney, John F. Scrago.

Divorce for Mrs. Dennison. Judge Archibald yesterday granted a divorce to Mrs. Josephine M. Dennison from her alleged unfaithful husband, John J. Dennison, a former bartender at Hotel Jermyn.

love to a girl in Buffalo named Nellie Shaw and that the latter knew of his being a married man.

In Argument Court. Argument court was in session till noon yesterday when the list for the day was exhausted and adjournment made till this morning.

Argued—Frank Wheeler against John McAndrews and others, exceptions to findings of fact and law; W. M. Winton and others against the Delaware, Lackawanna and Western Railroad company, rule to pay money into court; Mary Ann Gray against John L. Ben-gough, executor; in re construction of First district sewer, Olyphant, exceptions to report of viewers.

Certiorari cases were disposed of as follows: Judgment reversed—Joseph Dink-roth against John Kelly, agent, and others; George W. Shoemaker against George M. Brown, rule for judgment; C. S. Turner & Co. against A. J. Gavin, exceptions to report of referee.

Marriage Licenses. Frank Altamus and Moosie Hattie Holleben; Moosie John Martin and Jermyn May Bloomer; Jermyn Thomas H. Evans; Margaret M. Brown.

Court House News Notes. Melvin Corse was yesterday discharged as an insolvent.

By virtue of sundry writs of Fieri Facias, issued out of the court of common pleas of Lackawanna county, to me directed, I will expose to public sale by venue or outcry, to the highest and best bidder, for cash, at the court house, in the city of Scranton, Lackawanna county, Pa., on Friday, the TWELFTH DAY OF JANUARY, A. D. 1940, at 10 o'clock in the forenoon of said day, all the right, title and interest of the defendants in and to the following described lots, pieces or parcels of land, viz:

No. 1.—All the right, title and interest of the defendant, F. H. Hewitt, in and to all that certain lot, piece or parcel of land, situate, lying and being in the village of Richmond, in the township of Fell, county of Lackawanna, and state of Pennsylvania, bounded and described by Warren Plot of sixty (60) feet in width in front on Main street, in said village of Richmond, the same in rear, and one hundred and fifty (150) feet in depth. All improved with a two-story frame dwelling house, coal and iron mine, coal and iron minerals excepted and reserved. Being the same premises which was conveyed to the said Lucy A. Jester, by the following two separate deeds:

Store Open Evenings Until Christmas. THE EMPORIUM Scranton Store, 124-126 Wyoming Avenue.

Special sale of furs. \$5.00 electric seal and Persian lamb collarettes, reduced price... \$2.98. \$5 imitation stone marten scarf, reduced price... 3.98. \$6 electric seal and chinchilla collarettes, reduced price... 3.75.

SHERIFF'S SALES. No. 1.—All the right, title and interest of the defendant, Frank Leschewski, in and to all that certain lot, piece or parcel of land, situate in Priebeburg in the county of Lackawanna, state of Pennsylvania, and known and distinguished as lots Nos. 15, 16 and 17 in block No. 12, and fronting on Carmalt street, street each 50 feet in width, together with depth, according to a plan or map entitled Moore's Map of Priebeburg, being the same lots of land conveyed by Henry C. Townsend et al. to Frank Leschewski, the party hereto, by deed dated the 24th day of September, 1937, and recorded in the office of the recorder of deeds of Lackawanna county in deed book No. 52, page 286, and improved with a two-story frame shingle-roofed building occupied as dwelling houses and outbuildings thereon.

SHERIFF'S SALES. No. 1.—All the right, title and interest of the defendant, F. H. Hewitt, in and to all that certain lot, piece or parcel of land in Winans addition to the city of Scranton, in the county of Lackawanna, and state of Pennsylvania, being lot number fifteen (15) in block number one (1) on the plan of the same addition, and named Diamond avenue, upon the town plot of the said addition to Scranton, as by reference to which plot will fully appear; said lot is forty-six (46) feet in front and rear and one hundred and forty (140) feet in depth. Coal and mineral rights reserved.

SHERIFF'S SALES. No. 8.—All the right, title and interest of the defendant, Horace E. Hand, in and to all those two certain lots of land, situate in the borough of Ellikely, county of Lackawanna, state of Pennsylvania, and bounded and described as follows: Being lots Nos. 37 and 38 in block No. 25, lots Nos. 101, 102 and 103 in block No. 71, lots Nos. 101, 102, 103 and 104 in block No. 281, and designated on plot of lots on the plan of the same addition, recorded in recorder's office of Lackawanna county, in deed book 52, page 137, etc. Containing one acre of land, more or less. All improved with a three-story frame hotel building. Being the same land conveyed to Horace E. Hand by said school-moctor and wife by deed recorded in deed book 52, page 137, etc.; also deed book 52, page 138, etc.; also deed book 52, page 139, etc.

SHERIFF'S SALES. No. 8.—All the right, title and interest of the defendant, Wade M. Finn, guardian of Elmer Space, Stewart Space, Annie Space, minor children of Alfred Space, and Bessie Jay, wife of C. L. Jay, in her own right, and C. L. Jay, said Bessie Jay being the widow of said Alfred Space, now intermarried with said C. L. Jay. All that certain piece or parcel of land, situate in the borough of Dunmore, in the county of Lackawanna, state of Pennsylvania, designated as follows: Being lot number two hundred and eighty-six (286), on square or block number twenty-eight (28) and situate upon street called named Nineteenth street, now Webster avenue, upon the changed plan of blocks, twenty-seven (27) and twenty-eight (28) on said square, and recorded made by James H. Rittenhouse, C. E., upon the plot of Dickson's Addition, as shown on the plan of said square, and appear. Said lot is fifty (50) feet in front, fifty (50) feet in rear, and one hundred and forty (140) feet and seventy-nine (79) feet in depth, and situate on the northwesterly side and one hundred and forty-two and nineteen one hundred (142-19) feet in depth, and situate on the southwesterly side. Measurement of the lot to commence ten (10) feet in from the line of sidewalk on the northwesterly side to a two-story frame dwelling house about thirty by forty feet, trees and shrubbery thereon, and the place whereof is shown on the plan of said square.

Valuable Real Estate. FRIDAY, JANUARY 12, 1940.

SHERIFF'S SALES. No. 5.—All the right, title and interest of the defendant, R. Lindsay and R. M. Lindsay, in and to all that certain piece or parcel of land situate in the borough of Dunmore, in the county of Lackawanna, state of Pennsylvania, bounded and described as follows: Beginning at a point on Money avenue on the division line between lots 43 and 45, in square or block No. 20, and extending north to the line of the street called "Money" and thence east to the line of the street called "Money" and thence south to the place of beginning. Together with the right to enclose, use and occupy ten feet of the front line of said lots for steps, porch, collarway, etc., who owns, etc., but not the right to erect any building thereon. Comprising lots 41 and 42 and the rear portion of lot 43, and the portion of lot 45, of William Von Storch's plot, 29 feet, more or less, to Money avenue; thence south to the place of beginning. Thence south to the place of beginning. Together with the right to enclose, use and occupy ten feet of the front line of said lots for steps, porch, collarway, etc., who owns, etc., but not the right to erect any building thereon. Comprising lots 41 and 42 and the rear portion of lot 43, and the portion of lot 45, of William Von Storch's plot, 29 feet, more or less, to Money avenue; thence south to the place of beginning. Thence south to the place of beginning.

SHERIFF'S SALES. No. 12.—All the right, title and interest of the defendant, Edward J. Fallon, administrator of Mary Fallon, deceased, in and to all that certain lot, piece or parcel of land situate in the City of Scranton, county of Lackawanna, and state of Pennsylvania, bounded as follows: Being lot number one (1) and beginning at the corner of Pine street and an alley running along the line of the Erastus Smith tract and thence along said alley north eighty-three and one-fourth (83-1/4) degrees west, one hundred thirty-two (132) feet to a point; thence north forty and three-fourths (40-3/4) degrees west, eighty-nine (89) feet to Pine street; thence south forty-one and one-half (41-1/2) degrees west, one hundred (100) feet to the place of beginning. Coal reserved. All improved with a two-story frame double dwelling house.

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No. 5.—All the right, title and interest of the defendant, R. Lindsay and R. M. Lindsay, in and to all that certain piece or parcel of land situate in the borough of Dunmore, in the county of Lackawanna, state of Pennsylvania, bounded and described as follows: Beginning at a point on Money avenue on the division line between lots 43 and 45, in square or block No. 20, and extending north to the line of the street called "Money" and thence east to the line of the street called "Money" and thence south to the place of beginning. Together with the right to enclose, use and occupy ten feet of the front line of said lots for steps, porch, collarway, etc., who owns, etc., but not the right to erect any building thereon. Comprising lots 41 and 42 and the rear portion of lot 43, and the portion of lot 45, of William Von Storch's plot, 29 feet, more or less, to Money avenue; thence south to the place of beginning. Thence south to the place of beginning.

No. 12.—All the right, title and interest of the defendant, Edward J. Fallon, administrator of Mary Fallon, deceased, in and to all that certain lot, piece or parcel of land situate in the City of Scranton, county of Lackawanna, and state of Pennsylvania, bounded as follows: Being lot number one (1) and beginning at the corner of Pine street and an alley running along the line of the Erastus Smith tract and thence along said alley north eighty-three and one-fourth (83-1/4) degrees west, one hundred thirty-two (132) feet to a point; thence north forty and three-fourths (40-3/4) degrees west, eighty-nine (89) feet to Pine street; thence south forty-one and one-half (41-1/2) degrees west, one hundred (100) feet to the place of beginning. Coal reserved. All improved with a two-story frame double dwelling house.

SOMETHING NEW AT DEARS & HAGEN'S Christmas Presents. Not the ordinary run of goods, but a unique selection of choice articles in Crest Ware. Exquisitely decorated Jewel Cases, Fern Dishes, Vases, Card Receivers, Photo Holders, Cracker Jars, Puff Boxes, Jardiniers, etc. Sterling Silver and Ebony Novelties. China and Bisque Novelties in Statuettes, Pin Trays, Hair Receivers, Bon Bon Dishes, Plates and Dishes, Cups, Saucers, etc. Medalion Pictures Photo Frames, in Gold and Oxidized Silver, all sizes and shapes. Venetian Glassware Vases, Amethyst and Natural, very daintily decorated. Pin Cushions, Plain Satin, also very prettily trimmed with lace and ribbon. Opera Fans, Fine Melange and Painted Gauze. Jardiniers—8-inch Rustic, variegated colors... 10c 10-inch Rustic, variegated colors... 15c 12-inch Rustic, variegated colors... 25c Extra large; oak leaf designs... 35c Fine Panel, rustic gold bronze finish... 25c to 50c

No. 3.—All the right, title and interest of the defendant, J. W. Cowperthwaite, Augusta M. Cowperthwaite, with notice to terre tenant, T. J. Osgood, in and to all the following described real estate, situate in the township of Fell, county of Lackawanna, and state of Pennsylvania, to wit: All that certain two lots of land situate and being a part of what is known as the "Warren Lot," which is a part of an original tract in the width of a portion of Peter Beech; said lots are numbered ninety-three (93) and ninety-four (94), each plot, and situate upon street called or known as Main street upon the Warren plot or addition to Forest City. Said lots being one hundred and twenty (120) feet in front and one hundred and fifty (150) feet deep, and rectangular in shape. Being the same premises conveyed to J. W. Cowperthwaite by George W. Cramer, et al., on the 16th day of November, 1914, by deed No. 32, being in the recorder's office of Lackawanna county, state of Pennsylvania, in deed book No. 123, page 112. All improved with a two-story frame dwelling and outbuilding thereon.

No. 6.—All the right, title and interest of the defendant, Louis B. Smith, in and to all that certain rear part of lot No. 41 in block No. 306, situate on Penn avenue, city of Scranton, Lackawanna county, Pennsylvania, on plot of M'Fert's addition to Scranton and Green Ridge. Said lot is 40 feet in front on the northwesterly side and seventy-five (75) feet in depth, the measurement of the depth to begin ten feet in from the inside of sidewalk, on said Penn avenue. The right to use and occupy ten feet in front of front line of said lot for porch, bay window or shrubbery, but not the right to erect any building thereon. Coal and minerals reserved. All improved with a two-story frame dwelling house and outbuildings thereon.

No. 13.—All the right, title and interest of the defendant, H. E. Leonard, with notice to F. J. Leonard, in and to all that certain lot of land situate in the Seventeenth ward of the city of Scranton, county of Lackawanna, and state of Pennsylvania, being Lot No. 7, in square or block No. 25, upon the town plot of Scranton. Said lot of land is eighty-nine (89) feet deep and extends to Lackawanna avenue on the northwesterly side along the line of Lot No. 6, and ninety-seven (97) feet deep at right angles to said avenue on the southeast side along the line of Lot No. 8, and bounded in the rear by the curved line of the public alley known as Railroad alley. With the privilege of using eight (8) feet in front of the front line of said lot on said avenue for yard, steps, porch, piazza, cellarway, and bay-windows, but for no other purpose. Such bay-windows in front of the front line of said lot, and reserved to the Lackawanna Iron and Coal company, its successors and assigns as reserved in the conveyance from said company. Being the same lot of land conveyed by the Lackawanna Iron and Coal company to Bartley Leonard and Thomas F. Leonard by deed dated June 30, 1937, recorded in the office for recording of deeds, etc., in Luzerne county, in deed book No. 179, page 483. The said Thomas F. Leonard and wife having conveyed to the mortgagee above named his undivided one-half interest in and to said lot by deed dated August 21, 1937, and recorded in the office for recording of deeds, etc., in Lackawanna county, in deed book No. 155, page 1, etc. All improved with a three-story brick building thereon lately used as a hardware store.

No. 7.—All the defendant's (David M. Richards), right, title and interest of, in and to all that certain piece or parcel of land situate in the city of Scranton, county of Lackawanna, and state of Pennsylvania, known and distinguished on J. Heermann's map of South Hyde Park, as the northwesterly one-half of lot number seven (7) in block number six (6), being twenty-five (25) feet in front on Tenth street and one hundred and twenty-nine (129) feet or less in depth to an alley, and improved with a two-story frame building fronting on Tenth street, a one and one-half story frame building

No. 14.—All the right, title and interest of the defendant, H. E. Leonard, with notice to F. J. Leonard, in and to all that certain lot of land situate in the First ward of the city of Scranton, county of Lackawanna, and state of Pennsylvania, bounded and described as follows: To wit: Commencing a front of thirty (30) feet northward on Wilber street, bounded southeastward at right angles to said street one hundred and forty (140) feet by lot number forty-eight (48) on the plan of the same addition, county of Lackawanna, and state of Pennsylvania, bounded and described as follows: To wit: Commencing a front of thirty (30) feet northward on Wilber street, bounded southeastward at right angles to said street one hundred and forty (140) feet by lot number forty-eight (48) on the plan of the same addition, county of Lackawanna, and state of Pennsylvania, bounded and described as follows: To wit: Commencing a front of thirty (30) feet northward on Wilber street, bounded southeastward at right angles to said street one hundred and forty (140) feet by lot number forty-eight (48) on the 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